IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Gerd Sutter, Marion Ohlmann, and Volker Erfle

Application No.:

09/002,443

Group:

1631

Filed:

January 2, 1998

Examiner:

M.K. Zeman

For:

Recombinant MVA Virus, and the Use Thereof

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents,

Washington, D.C. 20231

Typed or printed name of person signing certificate

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Transmitted herewith is <u>Amendment a</u> for filing in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

MINUS

MINUS

FIRST PRESENTATION OF MULTIPLE DEP. CLAIM

| (COL. | 1) |
|-------|----|
| CLAIN | 1S |

REMAINING

AFTER

AMENDMENT

52

(COL. 2)

HIGHEST NO.

PREVIOUSLY

PAID FOR

34

(COL. 3)

PRESENT

EXTRA

18

2

| SMALL ENTITY | | | |
|--------------|-------|---------------|--|
| R | ATE | ADDIT. FEE | |
| х | \$ 9 | \$ | |
| Х | \$39 | \$ | |
| + | \$130 | \$ | |

| <u>OR</u> | R | ATE | ADDIT. FEE | |
|-----------|---|-------|---------------|-----|
| | x | \$18 | \$ | 324 |
| | x | \$78 | \$ | 156 |
| ı | + | \$260 | \$ | |

OTHER THAN

SMALL ENTITY

not fewer than 20

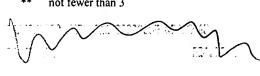
TOTAL

INDEP

not fewer than 3

| TOTAL | = \$ | 0 |
|-------|-------------|---|
| IOIAL | | U |

TOTAL = 480





| Please char | rge Deposit Account No. 08-0380 for the following fees: | | |
|-------------|---|--------|------|
| [] | Petition for [] month Extension of Time | ADEMAS | |
| [] | Amendment Fee | \$_ | |
| [] | Other Fees: | | |
| | | _ \$ _ | |
| | | \$_ | |
| | TOTAL: | \$_ | 0 |
| | | | |
| A check is | enclosed in payment of the following fees: | | |
| [X] | Petition for three month Extension of Time | \$_ | 870 |
| [X] | Amendment Fee | \$_ | 480 |
| [X] | Other Fees: | | |
| | 2 nd Supplemental IDS, Form PTO-1449 w/ References (AU2-AW2) | \$_ | 240 |
| | | \$_ | |
| | TOTAL: | \$_ | 1590 |
| | | | |

A general authorization is hereby granted to charge Deposit Account No. 08-0380 [X] for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

Anne J. Collins

Registration No.: 40,564 Telephone: (781) 861-6240

Facsimile: (781) 861-9540

Lexington, Massachusetts 02421-4799
Dated:

The work of the control of the contr